

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Lisa J. Prosser, Senior Deputy Clerk.

F047330 Landers v. Morales
F047258

Leonard Herr, Esq., counsel for plaintiff, appellant and real party in interest and M. Robert Bettencourt, Esq., counsel for defendant, appellant and petitioner agreed that: (1) Harris, J., the absent assigned justice, participate in the determination of this appeal, and (2) Harris, J. to listen to the recording of oral proceeding upon his return.

Cause called and argued by Leonard Herr, Esq., counsel for plaintiff, appellant and real party in interest and by M. Robert Bettencourt, Esq., counsel for defendant, appellant and petitioner.

Cause ordered submitted.

Court recessed until Tuesday, May 16, 2006 at 10:00 A.M.

F048703 People v. Martinez
The above-entitled case is submitted for decision.

F048703 People v. Martinez
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047779 People v. Shiloh
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F048201 Wallace v. Colonial Medical Group
The above-entitled case is submitted for decision.

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- F048201** **Wallace v. Colonial Medical Group**
The appeal is dismissed. Gomes, Acting P.J.
We concur: Dawson, J.; Hill, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F048559** **In re Vincent V., a Minor**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F048559** **In re Vincent V., a Minor**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F047542** **People v. Derry**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F047542 People v. Derry**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F047463 Central Sierra Environmental Resource Center v. County of Tuolumne et al.; Portola Minerals, Co., Inc.**
The appeal is dismissed. Both sides to bear their own costs.
Ardaiz, P.J.
We concur: Harris, J.; Dawson, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F042896 Ebbetts Pass Forest Watch et al. v. California Department of Forestry and Fire Protection et al.**
Filed modification of opinion (no change in judgment). Dawson, J.
Petitions for rehearing filed herein are denied.
We concur: Harris, Acting P.J.; Cornell, J.
[CERTIFIED FOR PARTIAL PUBLICATION]
- F046553 People v. Mota-Rivera**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F046553 People v. Mota-Rivera**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]